

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

CYTOLOGIX CORPORATION,

Plaintiff,

v.

VENTANA MEDICAL SYSTEMS, INC.,

Defendant.

Civil Action No. 04-11783 (RWZ)

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**CYTOLOGIX CORPORATION’S MOTION FOR RECONSIDERATION OF THE  
MEMORANDUM OF DECISION DATED JUNE 20, 2006**

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Plaintiff CytoLogix Corporation (“CytoLogix”) hereby moves for reconsideration of the Memorandum of Decision dated June 20, 2006. CytoLogix respectfully contends that in view of settled authority from the United States Court of Appeals for the Federal Circuit, the Court’s previous Order rests on a clear error of law. Filed with this motion and in support thereof are CytoLogix Corporation’s Memorandum in Support of its Motion for Reconsideration of the Memorandum of Decision Dated June 20, 2006 and a supporting affidavit by Michael E. Zeliger, with exhibits.

**KIRKPATRICK & LOCKHART  
NICHOLSON GRAHAM LLP**

Dated: July 5, 2006

/s/ Michael E. Zeliger

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